

## Message Text

SECRET

PAGE 01 GENEVA 02755 191924Z

41

ACTION SS-25

INFO OCT-01 ISO-00 SSO-00 NSCE-00 /026 W

----- 094366

R 191604Z APR 75

FM U S MISSION GENEVA

TO SECSTATE WASHDC 2244

S E C R E T GENEVA 2755

EXDIS

FOR DEPUTY SECRETARY INGERSOLL AND UNDER SECRETARY MAW  
FROM AMBASSADORS STEVENSON AND MOORE

PLEASE PASS ESKIN D/LOS AND DENNIS CLIFT WHITE HOUSE

1. OVERALL SUMMARY: AT CONCLUSION OF FIRST FIVE WEEKS OF EIGHT WEEK SESSION, PLENARY OF CONFERENCE HAS AGREED THAT BY END OF SESSION, COMMITTEE CHAIRMEN SHOULD COMPLETE SINGLE TEXTS COVERING MAJOR ISSUES IN EACH COMMITTEE. SINGLE TEXTS WILL PROVIDE MECHANISM TO INCORPORATE PRODUCTIVE WORK OF INFORMAL AND PRIVATE GROUPS SUCH AS THE "EVENSEN GROUP" INTO A SINGLE PACKAGE TEXT WHICH WILL BECOME THE FOCUS OF NEGOTIATIONS. DECISION TO PREPARE SINGLE TEXTS IN EACH COMMITTEE REPRESENTS SIGNIFICANT BREAKTHROUGH AND SEEMS LIKELY TO PRODUCE TEXT IN COMMITTEE II WHICH WOULD INCLUDE FAVORABLE ECONOMIC ZONE AND STRAITS CHAPTERS IN SINGLE PACKAGE. IT SEEMS UNLIKELY THAT THERE WILL BE ANY SUBSTANTIVE VOTES ON SINGLE TEXTS AT THIS SESSION ALTHOUGH IT MAY BE DESIRABLE TO SEEK PROCEDURAL VOTE THAT THE TEXTS WILL CONSTITUTE THE APPROPRIATE FOCUS OF NEGOTIATIONS. CONSENSUS DEVELOPING ON NEXT SESSION OF CONFERENCE TO BE HELD IN EARLY 1976 WITH STEPPED-UP INTERSESSIONAL WORK IN INTERIM.

2. SUMMARY OF PROGRESS ON INDIVIDUAL ISSUES:

A. THE TERRITORIAL SEA AND STRAITS: INFORMAL GROUP CHAIRED BY UK AND FIJI AND INCLUDING 15 STATES FROM ALL REGIONAL GROUPS HAS FORWARDED TO CHAIRMAN OF COM-

SECRET

SECRET

PAGE 02 GENEVA 02755 191924Z

MITTEE II FULL TEXT ON STRAITS WHICH HAS BEEN ACCEPTED

BY ALL STATES IN THE GROUP. THOUGH THE TEXT CONTAINS SOME FEATURES US DOES NOT SUPPORT BASIC THRUST OF TEXT IS UNIMPEDED TRANSIT REGIME. IT SEEMS LIKELY THAT THE PAPER WILL BE INCORPORATED IN THE SINGLE TEXT TO BE PREPARED IN COMMITTEE II. VOCAL STRAITS OPPONENTS HAVE BEEN NARROWED TO SPAIN, YEMEN, OMAN AND THE PRC. MALAYSIA AND TANZANIA ALSO UNHELPFUL. SUPPORT OF THE ARAB GROUP REMAINS CRITICAL FOR SUCCESS AND WE ARE HOPEFUL THAT RECENT DISCUSSION AMB. MOORE HELD WITH EGYPTIAN REPS WILL IMPROVE CHANCES OF ARAB SUPPORT. PROBLEMS OF DANISH AND SWEDISH-FINNISH STRAITS LARGELY SOLVED WITH DANISH-SWEDISH-FINNISH-US-UK AND USSR AGREEMENT TO PRESERVE EXISTING LEGAL REGIME IN THESE STRAITS.

B. THE ECONOMIC ZONE: EVENSEN GROUP HAS COMPLETED DISCUSSION OF THE ECONOMIC ZONE EXCEPT FOR CONTINENTAL SHELF REGIME AND HAS REFERRED THE WORK OF THE GROUP TO THE CHAIRMAN OF COMMITTEE II. IT SEEMS LIKELY THAT THIS CAREFULLY NEGOTIATED TEXT WILL LARGELY FORM THE BASIS FOR ECONOMIC ZONE CHAPTER IN SINGLE PACKAGE TEXT. US POSITION ON SALMON INCORPORATED IN TOTO IN EVENSEN TEXT AFTER CAREFUL PRE-NEGOTIATIONS WITH INTERESTED STATES. (USSR WANTS TO MAKE CHANGES BUT JAPAN AND PROBABLY DENMARK WILL FALL OFF IF ANY CHANGES.) OUR POSITION ON TUNA (HIGHLY MIGRATORY SPECIES) HAD MUCH MORE OPPOSITION BUT NEVERTHELESS PROVISION IN TEXT REPRESENTS REASONABLE AND PROBABLY BEST ATTAINABLE COMPROMISE ON ISSUE. THIS TEXT, HOWEVER, NOT YET AGREED BY LATINS AND DISCUSSIONS CONTINUING. OPPOSITION FROM LANDLOCKED AND GEOGRAPHICALLY DISADVANTAGED STATES CONTINUES TO EVENSEN TEXT DESPITE CHANGES TO ACCOMMODATE THEM AND PACKAGE TEXT MAY ACCORDINGLY REFLECT SOME FURTHER COMPROMISES FOR THIS GROUP.

C. THE CONTINENTAL MARGIN: THE EVENSEN GROUP IS NOW NEGOTIATING THE CONTINENTAL MARGIN ISSUES. DEVELOPING COMPROMISE BETWEEN BROAD MARGIN STATES AND LANDLOCKED SHELF-LOCKED GROUP SEEMS TO BE TO GIVE COASTAL STATES JURISDICTION OVER MARGIN MINERALS WHERE MARGIN GOES

SECRET

SECRET

PAGE 03 GENEVA 02755 191924Z

BEYOND 200 MILES SUBJECT TO REASONABLE REVENUE SHARING BEGINNING AT 200 MILES AND REASONABLE AND PRECISE DEFINITIONS FOR OUTER BOUNDARY OF MARGIN. DISCUSSIONS ON REVENUE SHARING FORMULA BEGINNING.

D. MARINE POLLUTION: COMMITTEE III HAS LARGELY COMPLETED CHAPTER ON MARINE POLLUTION WITH EXCEPTION OF CONTENTIOUS VESSEL SOURCE POLLUTION AND "DOUBLE

STANDARD" ISSUES. THESE ISSUES ARE NOW BEING NEGOTIATED WITHIN THE EVENSEN GROUP WITH REASONABLE PROSPECTS OF GOOD OUTCOME. TREND SEEMS TO BE TOWARD AVOIDANCE OF COASTAL STATE STANDARD SETTING IN THE ECONOMIC ZONE COUPLED WITH COASTAL STATES ENFORCEMENT OF INTERNATIONAL DISCHARGE STANDARDS IN AT LEAST PART OF THE ZONE.

E. MARINE SCIENTIFIC RESEARCH: SOME EVIDENCE OF MOVEMENT TOWARD DISTINCTION BETWEEN RESOURCE RELATED AND NON-RESOURCE RELATED RESEARCH (WITH COASTAL STATE CONSENT ONLY REQUIRED FOR FORMER) CONTAINED IN NEWLY INTRODUCED SOCIALIST COUNTRY DRAFT. THIS ISSUE REMAINS TO BE NEGOTIATED AND WE ARE SEEKING TO ESTABLISH AN APPROPRIATE NEGOTIATING GROUP.

F. THE DEEP SEABEDS: WE HAVE BEEN SEEKING TO ENCOURAGE A PACKAGE NEGOTIATION WITH KEY COMMITTEE I LEADERS. INITIAL REACTION HAS BEEN MIXED, WITH TANZANIA PARTICULARLY DIFFICULT. FULL COMMITTEE IS LARGELY MARKING TIME WHILE EXPLORATORY TALKS WITH KEY LEADERS CONTINUES.

G. DISPUTE SETTLEMENT: WORK OF DISPUTE SETTLEMENT GROUP CONTINUES IN PRODUCTIVE FASHION. GROUP HAS LARGELY COMPLETED SINGLE TEXT ALTHOUGH WE ARE HAVING GREAT DIFFICULTY WITH CERTAIN LATINS WHO WISH TO EXCLUDE THE ECONOMIC ZONE (WITH CERTAIN EXCEPTIONS) FROM COMPULSORY DISPUTE SETTLEMENT.DALE

SECRET

NNN

## Message Attributes

**Automatic Decaptioning:** Z  
**Capture Date:** 01 JAN 1994  
**Channel Indicators:** n/a  
**Current Classification:** UNCLASSIFIED  
**Concepts:** LAW OF THE SEA, MEETING REPORTS  
**Control Number:** n/a  
**Copy:** SINGLE  
**Draft Date:** 19 APR 1975  
**Decaption Date:** 28 MAY 2004  
**Decaption Note:** 25 YEAR REVIEW  
**Disposition Action:** RELEASED  
**Disposition Approved on Date:**  
**Disposition Authority:** greeneet  
**Disposition Case Number:** n/a  
**Disposition Comment:** 25 YEAR REVIEW  
**Disposition Date:** 28 MAY 2004  
**Disposition Event:**  
**Disposition History:** n/a  
**Disposition Reason:**  
**Disposition Remarks:**  
**Document Number:** 1975GENEVA02755  
**Document Source:** CORE  
**Document Unique ID:** 00  
**Drafter:** n/a  
**Enclosure:** n/a  
**Executive Order:** GS  
**Errors:** N/A  
**Film Number:** D750138-0396  
**From:** GENEVA  
**Handling Restrictions:** n/a  
**Image Path:**  
**ISecure:** 1  
**Legacy Key:** link1975/newtext/t19750434/aaaabfte.tel  
**Line Count:** 143  
**Locator:** TEXT ON-LINE, ON MICROFILM  
**Office:** ACTION SS  
**Original Classification:** SECRET  
**Original Handling Restrictions:** EXDIS  
**Original Previous Classification:** n/a  
**Original Previous Handling Restrictions:** n/a  
**Page Count:** 3  
**Previous Channel Indicators:** n/a  
**Previous Classification:** SECRET  
**Previous Handling Restrictions:** EXDIS  
**Reference:** n/a  
**Review Action:** RELEASED, APPROVED  
**Review Authority:** greeneet  
**Review Comment:** n/a  
**Review Content Flags:**  
**Review Date:** 18 JUN 2003  
**Review Event:**  
**Review Exemptions:** n/a  
**Review History:** RELEASED <18 JUN 2003 by BoyleJA>; APPROVED <30 OCT 2003 by greeneet>  
**Review Markings:**

Margaret P. Grafeld  
Declassified/Released  
US Department of State  
EO Systematic Review  
05 JUL 2006

**Review Media Identifier:**  
**Review Referrals:** n/a  
**Review Release Date:** n/a  
**Review Release Event:** n/a  
**Review Transfer Date:**  
**Review Withdrawn Fields:** n/a  
**Secure:** OPEN  
**Status:** NATIVE  
**Subject:** LAW OF THE SEA MEETING SUMMARY AFTER FIRST FIVE WEEKS  
**TAGS:** PLOS  
**To:** STATE  
**Type:** TE  
**Markings:** Margaret P. Grafeld Declassified/Released US Department of State EO Systematic Review 05 JUL 2006